IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 11TH OCTOBER 2007 / 19TH ASWINA 1929

WP(C).No. 22874 of 2006(W)

AGAINST THE ORDER DATED / / IN IA.227/06,IA.337/06 IN OS.343/2005 of MUN-MAGI COURT, PARAVOOR

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PETITIONERS:
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1. **MR. P.BABY, S/O. PARAMU,**
   OHM SREEHARI VEEDU, KOTTAKKERAM, ELAMKULAM,
   PARIPPALLI VILLAGE & P.O., KOLLAM DIST.

2. **PUSHPAHALSA, W/O. BABY,**
   OHM SREEHARI VEEDU, KOTTAKKERAM, ELAMKULAM,
   PARIPPALLI VILLAGE & P.O., KOLLAM DIST.

BY ADV. SRI.S.SUNIL NARAYANAN
SMT.S.HARIPRIYA

RESPONDENTS:
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1. **K.K.ABBAS,**
   BANGLAVIL VEEDU, KIZHAKKANALA,
   PARIPPALLI VILLAGE & P.O., KOLLAM DIST.

2. **NAFEESATH BEEVI,**
   BANGLAVIL VEEDU, KIZHAKKANALA,
   PARIPPALLI VILLAGE & P.O., KOLLAM DIST.

3. **ANWAR ASAD,**
   BANGLAVIL VEEDU, KIZHAKKANALA,
   PARIPPALLI VILLAGE & P.O., KOLLAM DIST.

4. **ASAD,**
   BANGLAVIL VEEDU, KIZHAKKANALA,
   PARIPPALLI VILLAGE & P.O., KOLLAM DIST.

tss

5. HASEENA,
BANGLAVIL VEEDU, KIZHAKKANALA,
PARIPPALLI VILLAGE & P.O., KOLLAM DIST.

6. NADIYA,
M.R.VILLA, EDAVILAKATHU MURI,
VELLUR VILLAGE, CHIRAYINKEEZH,
THIRUVANANTHAPURAM DIST.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

tss

W.P.(C) NO.22874/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER IA NO.22/06 IN OS. NO.343/05.

EXT.P2:- COPY OF THE IA NO.22/06 IN OS. NO.343/05.

EXT.P3:- I.A. NO.337/06 IN OS. NO.343/05.

/TRUE COPY/

P.A. TO JUDGE

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M.N. KRISHNAN, J.

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W.P.C. NO. 22874 OF 2006

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Dated this the 11th day of October, 2007.

J U D G M E N T

This writ petition is filed seeking a direction to the Munsiff, Paravur to dispose of I.A.227/06 and I.A.337/06 in O.S.343/05 within a time limit. A report has been called for from the learned Munsiff. The report of the learned Munsiff would show that there is no petition numbered as I.A.227/06 in this case whereas I.A.337/06 is for appointment of a Commissioner. The plaintiff has moved an application I.A.1471/05 for an injunction and against that order CMA 10/06 is filed and the records are stated to be pending before the District Court. I direct the learned Munsiff to dispose of I.A.337/06 within a period of two months on receipt of records from the District Court and if there is any violation of injunction petition in O.S.343/05(though wrong I.A. is given) it may also be considered and disposed of after

receipt of records. Since it is not sure whether the records are send back from the District Court, I am not fixing a time limit but I give a direction for expeditious disposal.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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